

REMARKS

The Office Action in the above-identified application has been carefully considered and this amendment has been presented to place this application in condition for allowance.

Accordingly, reexamination and reconsideration of this application are respectfully requested.

Claims 1-40 are in the present application. It is submitted that these claims were patentably distinct over the prior art cited by the Examiner, and that these claims were in full compliance with the requirements of 35 U.S.C. § 112. The changes to the claims, as presented herein, are not made for the purpose of patentability within the meaning of 35 U.S.C. sections 101, 102, 103 or 112. Rather, these changes are made simply for clarification and to round out the scope of protection to which Applicant is entitled.

Claims 1-5 16, 18-25, 36 and 38-40 were rejected under 35 U.S.C. §103(a) as being unpatentable over Ryan (U.S. Patent No. 5,315,448), hereinafter "Ryan A," in view of Thompson et al. (U.S. Patent No. 4,716,588). Claims 4, 5, 24 and 25 were rejected under 35 U.S.C. §103(a) as being unpatentable over Ryan A in view of Thompson as applied to claims 1, 16, 21 and 36, and further in view of Quan et al. (U.S. Patent No. 5,157,510). Claims 6, 7, 26 and 27 were rejected under 35 U.S.C. §103(a) as being unpatentable over Ryan A in view of Thompson as applied to claims 1-3, 16, 21-23 and 36, and further in view of Buynak et al. (U.S. Patent No. 5,394,470). Claims 8, 11, 28 and 31 were rejected under 35 U.S.C. §103(a) as being unpatentable over Ryan A in view of Thompson as applied to claims 1, 16, 21 and 36, and further in view of Ryan (U.S. Patent No. 4,631,603), hereafter "Ryan B." Claims 9, 10, 12, 29, 30 and 32 were rejected under 35 U.S.C. §103(a) as being unpatentable over Ryan A in view of

Thompson and Ryan B as applied to claims 8 and 28, and further in view of Ryan (U.S. Patent No. 4,907,093), hereafter “Ryan C.” Claims 13-15 and 33-35 were rejected under 35 U.S.C. §103(a) as being unpatentable over Ryan A in view of Thompson and Ryan B as applied to claims 8 and 28, and further in view of Kori (U.S. Patent No. 5,883,959). Claims 17 and 37 were rejected under 35 U.S.C. §103(a) as being unpatentable over Ryan A in view of Thompson as applied to claims 16 and 36, and further in view of Kori.

Applicant respectfully submits that the independent claims (claims 1, 8, 16, 21, 28 and 36) are patentable over any combinations of Ryan A, Thompson Quan, Buynak, Ryan B, Ryan C and Kori.

As suggested by the Examiner, each of the independent claims has been amended to replace “or” with “and” in the copy management information limitations. Accordingly, each of the claims now recites that “said copy management information includes an indicator of whether copying of only digital data is inhibited and copying of both digital data and analog data is inhibited.” Supporting disclosure for the Applicants’ recited copy management information can be found in the specification at, for example, page 15, lines 7-18.

None of the cited references discloses receiving via satellite a video signal with appended copy management information wherein the copy management information includes an indicator of whether copying of only digital data is inhibited and copying of both digital data and analog data is inhibited. Accordingly, Applicants believe that claims 1, 8, 16, 21, 28 and 36 are patentable over the cited references – taken either alone or in combination – on at least this basis.

Claims 2-7 depend on claim 1. Since claim 1 is believed to be patentable over the cited references, claims 2-7 are believed to be patentable over the cited references based at least on their dependency on claim 1. Claims 9-15 depend on claim 8. Since claim 8 is believed to be

patentable over the cited references, claims 9-15 are believed to be patentable over the cited references based at least on their dependency on claim 8. Claims 17-20 depend on claim 16. Since claim 16 is believed to be patentable over the cited references, claims 17-20 are believed to be patentable over the cited references based at least on their dependency on claim 16. Claims 22-27 depend on claim 21. Since claim 21 is believed to be patentable over the cited references, claims 22-27 are believed to be patentable over the cited references based at least on their dependency on claim 21. Claims 29-35 depend on claim 28. Since claim 28 is believed to be patentable over the cited references, claims 29-35 are believed to be patentable over the cited references based at least on their dependency on claim 28. Claims 37-40 depend on claim 36. Since claim 36 is believed to be patentable over the cited references, claims 37-40 are believed to be patentable over the cited references based at least on their dependency on claim 36.

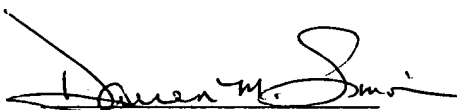
In view of the foregoing amendment and remarks, it is respectfully submitted that the application as now presented is in condition for allowance. Early and favorable reconsideration of the application are respectfully requested.

No additional fees are anticipated for the filing of this amendment, but if such are required, the Examiner is hereby authorized to charge any insufficient fees or credit any overpayment associated with the above-identified application to Deposit Account No. 50-0320.

If any issues remain, or if the Examiner has any further suggestions, he/she is invited to call the undersigned at the telephone number provided below. The Examiner's consideration of this matter is gratefully acknowledged.

Respectfully submitted,
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